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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

10 RONALD K. JOHNSON,

11 Plaintiff,

12 v.

13 RONALD VAN BOENING, *et al*,

14 Defendants.  
15

Case No. C07-5426RBL-KLS

ORDER DISMISSING  
COMPLAINT

16 The Court, having reviewed the complaint, the Report and Recommendation of Judge Karen L.  
17 Strombom, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- 18 (1) the Court adopts the Report and Recommendation;  
19 (2) plaintiff's complaint is DISMISSED with prejudice;  
20 (3) The Clerk is directed to terminate this action pursuant to **28 U.S.C. § 1915(e)** and to count  
21 this as a dismissal under **28 U.S.C. § 1915(g)**; and  
22 (4) the Clerk is directed to send copies of this Order to plaintiff, to counsel for defendants and  
23 to Magistrate Judge Karen L. Strombom.

24 DATED this 17<sup>th</sup> day of November, 2008.

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27 RONALD B. LEIGHTON  
28 UNITED STATES DISTRICT JUDGE